

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE THIRTEENTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE ELIPE DHARMA RAO

WRIT PETITION NO : 10188 of 2005

Between:

H.M.Anwar Basha, s/o late P.Abdul Qayum, r/o Wama House, 3rd Floor, No.1,
Milk Man Street,
Longford Road, Richmond Town, Bangalore-560 027.

..... PETITIONER

AND

- 1 The Government of A.P., Department of Mines and Geology, rep., by its Secretary, Secretariat, Hyderabad.
- 2 The Director of Mines and Geology, BRKR Bhavan, Tank Bund Road, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ order or direction more particularly one in the nature of writ of mandamus, declaring the action of the respondent in not taking any decision on the representations submitted by us i.e., representation dated 20-01-2005 and other representations submitted earlier and also the application submitted for renewal of the lease as illegal, arbitrary, unconstitutional and contrary to the rules and regulations and consequently direct the respondents to dispose of the representations and applications of the lease over an extent of 720 acres in Godelabeat, Konduru Range, Kadera District submitted by the petitioner for renewal forthwith, and pass such other order or orders as this Honourable Court may deem fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR.T.RAJENDRA PRASAD

Counsel for the Respondent No.: GP FOR MINES AND GEOLOGY

The Court at the stage of admission made the following :

ORDER:

Heard both sides.

In this Writ Petition, petitioner is seeking a Writ of Mandamus, declaring the action of the respondents in not taking any decision on the representation dated 20.1.2005 submitted by the petitioner and also the application submitted for renewal of the lease as illegal, arbitrary, unconstitutional and contrary to the rules and regulations and consequently direct the respondents to dispose of the representation and application of the lease over an extent of 720 acres in Godelabeat, Konduru range, Kadera District.

In spite of giving sufficient time, no counter affidavit is filed by the respondents.

In view of the facts and circumstances of the case, I deem it appropriate to direct the respondents to dispose of the representation dated 20.1.2005 of the petitioner and also the application submitted for renewal of the lease, within a period of eight weeks from the date of receipt of a copy of this order after affording an opportunity of hearing to the petitioner, in accordance with law.

Accordingly, the Writ Petition is disposed of. No order as to costs.

E. DHARMA RAO, J

DATED: 13/06/2005

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To

- 1 The Government of A.P., Department of Mines and Geology, rep., by its Secretary, Secretariat, Hyderabad.
- 2 The Director of Mines and Geology, BRKR Bhavan, Tank Bund Road, Hyderabad.
3. Two CCs to G.P. for Mines and Geology, High Court of A.P., Hyderabad (OUT)
4. Two CD copies.